

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Attn: Box Missing Parts
Washington, D.C. 20231 On September 22, 2000

TOWNSEND and TOWNSEND and CREW LLP

By: Kimberly Badiei
Kimberly Badiei



Attorney Docket No.: 17534-000710

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

RODNEY A. PERKINS et al.

Application No.: 09/606,320

Filed: June 28, 2000

For: METHODS, SYSTEMS, AND
KITS FOR LUNG VOLUME
REDUCTION

Examiner: Unassigned

Art Unit: Unassigned

TRANSMITTAL LETTER –
RESPONSE TO NOTICE OF MISSING
PARTS

Attn: Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to the Notice to File Missing Parts of Non-Provisional Application

Dated August 25, 2000, enclosed are the following to be made of record in the above-identified application:

- 1) Executed Declaration
- 2) Power of Attorney and Certificate of Assignee Under 37 C.F.R. 3.73(b)
- 3) Verified Statement Claiming Small Entity Status
- 4) Copy of Notice of Missing Parts

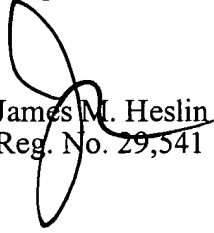
Please charge Deposit Account No. 20-1430 for the following fees:

Small Entity:	(a) Filing Fee (§ 1.16(a)) (Small Entity)	\$345.00
	(b) Excess Claims Fees (§ 1.16(b), (c)):	

90 - 20 = 70	x \$9.00 =	\$630.00
9 - 3 = 6	x \$39.00 =	\$234.00
(c) Missing Parts Surcharge		\$65.00
TOTAL FEES TO BE CHARGED		\$1,274.00

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 20-1430. This Transmittal Letter is submitted in duplicate.

Respectfully submitted,


James M. Heslin
Reg. No. 29,541

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JMH:kab
PA 3098374 v1

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FORMALITIES LETTER



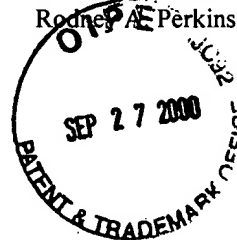
OC000000005355526

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/606,320	06/28/2000	Rodney A Perkins	17534-000710

20350
TOWNSEND AND TOWNSEND AND CREW LLP
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111



Date Mailed: 08/25/2000

Response Due 10-25-00 ns

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1728.
 - \$1260 for 70 total claims over 20.
 - \$468 for 6 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2548.**

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/28/2000 ETULU1 00000058 201430 09606320

01 FC:201	345.00 CH
02 FC:203	630.00 CH
03 FC:202	234.00 CH
04 FC:205	65.00 CH